



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Thomas J. Wheeler, et al.

Serial No.: 10/633,046

Confirmation No.: 4714

Filed: August 1, 2003

For: Tamper With Pivoting
Handle

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Group Art Unit: 3673

Examiner: Lisa M. Saldano

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

CERTIFICATE OF MAILING 37 CFR 1.8	
I hereby certify that this correspondence is being deposited with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 16 NOV 2004	
William B. Patterson Typed Name	 Signature

RESPONSE TO OFFICE ACTION DATED JULY 16, 2004

In response to the Office Action dated July 16, 2004, having a shortened statutory period for response extended one month set to expire on November 16, 2004, please enter this response and reconsider the claims pending in the application for reasons discussed below. Although Applicants believe that no additional fees are due in connection with this response, the Commissioner is hereby authorized to charge counsel's Deposit Account No. 20-0782/OLYM/0093/WBP, for any fees, including extension of time fees or excess claim fees, required to make this response timely and acceptable to the Office.

Amendments to the Specification begin on page 2 of this paper. Amendments to the Drawings begin on page 3 of this paper and include both attached replacement sheets and annotated sheets showing changes. Amendments to the Claims are reflected in the listing of claims which begins on page 4 of this paper. Remarks/Arguments begin on page 9 of this paper.

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However, all of the claims depend from currently amended independent claims 1, 18, 25 and 36. Therefore, Applicants believe that these claims are allowable for at least the same reasons listed above with reference to independent claims 1, 18, 25 and 36.

Allowable Subject Matter

Claims 11-13, 24, and 30 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Applicants acknowledge the allowable subject matter, but have elected to not rewrite these claims in independent form at this time. However, it should be noted that Applicants have amended the independent claims (1, 18 and 25) from which these claims depend to incorporate the further limitations. Accordingly, Applicants believe that the amended independent claims 1, 18, 25 and 36 (and their respective dependent claims) are allowable for at least the same reasons as stated above.

Conclusion

In conclusion, the references cited by the Examiner, alone or in combination, do not teach, show, or suggest the invention as claimed.

Having addressed all issues set out in the office action, Applicants respectfully submit that the claims are in condition for allowance and respectfully request that the claims be allowed.

Respectfully submitted,



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